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*Attorneys for Defendants  
Zimmer, Inc., Zimmer US,  
Inc., Zimmer Spine, Inc., and  
Christopher Giebelhaus*

**IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF NEW JERSEY**

**HOWMEDICA OSTEONICS CORP.**, a  
subsidiary of **STRYKER CORPORATION**,  
a New Jersey Corporation.

Plaintiff

v.

**ZIMMER, INC.**, a Delaware corporation;  
**ZIMMER US, INC.**, a Delaware corporation;  
**ZIMMER SPINE, INC.**, a Delaware  
corporation; **PAUL GRAVELINE**, an  
individual; **CHRISTOPHER  
GIEBELHAUS**, an individual;  
**CHRISTOPHER LOUGHRAN**, an  
individual; **RYAN LIVELY**, an individual;  
**RYAN HERMANISKY**, an individual; **ZACH  
HILTON**, an individual; **THOMAS  
FALLON**, an individual; **RUBEN  
BURCIAGA**, an individual; **ALEX  
POULEMANOS**, an individual; and **BRIAN  
ROWAN**, an individual.

Defendants

CIVIL ACTION

NO.: 11-1857 (KSH)

**CERTAIN DEFENDANTS'  
EMERGENCY MOTION TO  
VACATE OR DISSOLVE THE  
INJUNCTION AND RESTRAINT  
OF CONDUCT SET FORTH IN  
PARAGRAPH F OF THE  
COURT'S APRIL 1, 2011 ORDER  
TO SHOW CAUSE WITH  
TEMPORARY RESTRAINTS**

**ORAL ARGUMENT  
REQUESTED**

Defendants Zimmer, Inc., Zimmer US, Inc., Zimmer Spine, Inc. and Christopher Giebelhaus (collectively, "Moving Defendants"), by and through their undersigned attorneys, respectfully move this Court to vacate or dissolve the injunction and restraint on the conduct set forth in Paragraph F of the Court's April 1, 2011 Order to Show Cause with Temporary Restraints (the "TRO"). For the reasons more fully set forth in the accompanying memorandum of law and as supported by the declaration attached thereto, Moving Defendants respectfully request that this Court grant their Emergency Motion to Vacate or Dissolve the Injunction and Restraint of the Conduct Set Forth in Paragraph F of the Court's April 1, 2011 Order to Show Cause with Temporary Restraints.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Date: April 4, 2011

/s/ James P. Walsh, Jr.

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